

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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BRUCE BEHRENS, KATHLEEN BEHRENS,  
SHERRI SCHEFFERT AND DAVID SCHEFFERT,  
RICHARD WAKEFORD on behalf of themselves and all  
other similarly situated,

**1:16-cv-05508 (VSB)**

Plaintiffs,

**-against-**

JPMORGAN CHASE BANK, N.A., U.S. BANK, N.A.,  
CHICAGO MERCANTILE EXCHANGE, INC., THE  
CME GROUP INC., MILLENNIUM TRUST COMPANY  
a/k/a MILLENNIUM TRUST CO. LLC, RUSSELL  
WASENDORF, RUSSELL WASENDORF, JR., STEVEN  
BREWER a/k/a STEVEN JOHN BREWER, GARLON  
MAXWELL, AMBER MAXWELL, PERRY COMEAU,  
John Does #1-40,

**AMENDED  
NOTICE OF MOTION**

Defendants.

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PLEASE TAKE NOTICE that upon the annexed Affidavit of Jeanne Reder, Second  
Affidavit of Jeanne Reder, Affidavit of Jean Moran, and the exhibits attached thereto, the  
accompanying Memorandum of Law, and all prior pleadings and proceedings in this action,  
Defendant Millennium Trust Company, LLC, by and through its attorneys Nicholas A. Caputo  
of Caputo & Popovic, P.C. and Samuel M. Braverman of Fasulo Braverman & DiMaggio,  
LLP, will move this Court before the Honorable Vernon S. Broderick, United Stated District  
Judge, at the United States District Court, Southern District of New York at 40 Foley Square,  
Courtroom 518, New York, New York, for an Order granting Defendant's Motion to Stay  
Plaintiffs' Amended Complaint Pending Arbitration, and for such other and further relief as the  
Court deems just and proper.

Defendant Millennium Trust Company, LLC requests that, pending the outcome of the within pre-answer motion, that this action, including any answer and motion, be stayed until the Court decides the instant motion.

Dated: New York, New York  
December 29, 2017

Respectfully submitted,

By: /s/ Nicholas A. Caputo  
One of the Attorneys for Millennium Trust Company, LLC

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